IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.835 OF 2007
IN
CRIMINAL APPEAL NO.666 OF 2007

Santosh Janardhan Survase ...Applicant
V/s.
The State of Maharashtra ...Respondent

Mr.V.V. Purwant, Advocate, for the Applicant.

Mr.A.S. Shitole, APP, for the State.

CORAM : A.P. DESHPANDE, J.

DATED : 21ST NOVEMBER, 2007.

P.C.:

1. The applicant has been convicted for an offence under Section 498(A) of the Indian Penal Code and is sentenced to 1 year R.I. and to pay fine of Rs.1,000/-, in default to suffer S.I. for 3 months.

2. Under Section 306 of the Indian Penal Code the applicant has been convicted and sentenced to R.I. for 3 years and pay fine of Rs.1,000/-, in default to suffer R.I. for 3 months.

3. The substantive sentences are to run concurrently.

4. Perused the impugned judgment and order. Heard the learned Counsel. The applicant was released on bail during the trial and the learned Counsel for the applicant submits that the applicant has not misused the liberty.

5. As the applicant has been convicted and sentenced to 3 years R.I., the applicant deserves to be released on bail as the Appeal is not likely to be heard within the period of conviction and sentences awarded.

6. Hence, I order that the applicant be released on bail on the same terms and conditions on which the applicant was released on bail by the Sessions Court during the trial on executing fresh bail bonds.

7. At this stage, the learned APP submits that a condition needs to be imposed while releasing the applicant on bail and the same is to the effect that the applicant should report to the Mohol Police Station once in a month. The condition suggested is accepted. The applicant/accused is directed to attend the Mohol Police Station on one day in the first week of every calendar month.

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